

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	)	
	)	
Tsutomu Kito et al.	)	
	)	
Serial No.:	10/584,820	) Art Unit
		) 2874
Filing Date:	June 27, 2006	)
		)
Confirmation No.:	5579	)
		)
For:	OPTICAL FUNCTIONAL CIRCUIT	)
		)
Examiner:	Ellen Kim	)

TRANSMITTAL FOR SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing and pursuant to 37 C.F.R. § 1.97 is an Information Disclosure Statement, which includes the following statements, if any, required variously by 37 C.F.R. § 1.98:

- Statement of relevance of selected cited references not in the English language which are not translated.
- Statement that selected cited references are substantially cumulative of an enclosed or previously submitted reference.
- Statement that selected cited references were previously cited by or submitted to the United States Patent and Trademark Office in a prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120.

A. Additional Materials Required Due to Content of Information Disclosure Statement

Transmitted are the following documents in addition to the Information Disclosure Statement as required variously under 37 C.F.R. § 1.98:

Form PTO-1449 listing 1 references submitted for consideration.

A copy of all the references listed on the Form PTO-1449.

English translations of        (      ) of the references listed on the Form PTO-1449 which are not in the English language.

Copies of the following documents from the prosecution of a previous, related application:

Form PTO-1449 AND INFORMATION DISCLOSURE STATEMENT; and

Form PTO-892

B. Additional Materials Required Due to Timing of Filing of Information Disclosure Statement

The transmitted Information Disclosure Statement is being filed after the mailing of a Final Action but before payment of an issue fee. As such, the following materials are also being submitted herewith in accordance with 37 C.F.R. § 1.97(d):

A statement as specified in 37 C.F.R. § 1.97(e)(1); and

Credit Card payment in the amount of \$180 constituting the submission fee set forth in 37 C.F.R. § 1.17(p).

C. Fees

The Commissioner is hereby authorized to charge payment of any of the following fees that may be applicable to this communication, or credit any overpayment, to Deposit Account No. 23-3178: (1) any filing fees required under 37 CFR § 1.16; (2) any patent application and reexamination processing fees under 37 CFR § 1.17; and/or (3) any post issuance fees under 37 CFR § 1.20. In addition, if any additional extension of time is required, which has not otherwise been requested, please consider this a petition therefor and charge any additional fees that may be required to Deposit Account No. 23-3178.

Dated this 17<sup>th</sup> day of February 2009.

Respectfully submitted,

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